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## PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: U.S. Patent 5,298,520  
Issued: March 29, 1994  
To: Raymond Baker, Victor G. Matassa, and Leslie J. Street  
Assignee: Merck Sharp & Dohme Limited  
For: Triazole Containing Indole Derivatives

Assistant Commissioner of Patents  
Washington, DC 20231  
Attn: Box Patent Extension

DECLARATION UNDER 37 CFR 1.740(17)

Sir:

The undersigned Attorney hereby declares as follows:

(1) That he is a patent attorney authorized to practice before the Patent and Trademark Office and has general authority from the patent assignee, Merck Sharp & Dohme Limited, to act on its behalf in patent matters, including on its behalf in this application for Extension of Patent Term under 35 U.S.C. 156 of U.S. Patent 5,298,520. The undersigned Attorney has also been authorized and appointed by the patent assignee, Merck Sharp & Dohme Limited, to transact all business in regard to this application in the United States Patent and Trademark Office.

(2) That he has reviewed and understands the contents of the application being submitted pursuant to 35 U.S.C. 156 and 37 C.F.R. 1.740;

(3) That he believes the patent is subject to extension pursuant to 35 U.S.C. 156 and 37 C.F.R. 1.

710.

(4) That he believes an extension of the length claimed is fully justified under 35 U.S.C. 156.

(5) That he believes the patent for which extension is being sought meets the conditions for extension of the term of a patent as set forth in 35 U.S.C. 156 and 37 C.F.R. 1.720.

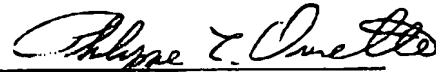
Re: PTR Application - Declaration  
U.S. Patent 5,298,520  
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The undersigned hereby declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any extension of patent term issuing thereon.

Further declarant sayeth not.

Signed this 5th day of August, 1998.

Respectfully submitted,



Philippe L. Durette  
Reg. No. 35,125  
Attorney for Applicants

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## Facsimile Transmission

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**DATE:** September 22, 1998

**TO:** Ms. Karen Tyson

**FAX:** 9-1-(703)-308-6916

**COMPANY:**

**LOCATION:**

**SUBJECT:** 37 C.F.R. 1.740  
Declaration for U.S. 5,298,520 PTR

**COMMENTS:** Ms. Tyson,

Attached is a copy of the Declaration Under 37 C.F.R. 1.740(17) for the Patent Term Restoration Application for U.S. Patent 5,298,520. Please confirm receipt to me by telephone at (732) 594-4568.

Sincerely,

**FROM:**



**NAME:** PHIL DURETTE

**LOCATION:** PATENT - MERCK & CO., INC. Rahway, NJ 07065

**OFFICE PHONE NUMBER:** (732) 594-4568

**NUMBER OF PAGES BEING TRANSMITTED (INCLUDING COVER):** 3

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